

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE**

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SECURITIES AND EXCHANGE	:	
COMMISSION,	:	
	:	
Plaintiff,	:	
	:	
-against-	:	Civil Action No. 1:21-cv-00260-PB
	:	
LBRY, INC.,	:	
	:	
Defendant.	:	
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**LBRY, INC.’S MOTION FOR SUMMARY JUDGMENT**

Defendant LBRY, Inc. (“LBRY”) moves for summary judgment pursuant to Fed. R. Civ. P. 56. For the reasons set forth in LBRY’s contemporaneously filed Memorandum of Law and the Declaration of John T. Dixon and supporting exhibits, LBRY respectfully requests that this Court grant its motion for summary judgment and deny the Commission’s application for a permanent injunction.

WHEREFORE, LBRY respectfully requests that the Court:

- A. Grant summary judgment in LBRY’s favor;
- B. Deny the Securities and Exchange Commission’s application for a permanent injunction; and
- C. Grant such further relief as is necessary and just.

Dated: May 4, 2022

Respectfully submitted,  
LBRY, INC.

/s/ Timothy J. McLaughlin (NH Bar # 19570)

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**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

Dated: May 4, 2022

/s/ Keith W. Miller

Keith W. Miller